

UNITED STATES DISTRICT COURT
for the

Western District of North Carolina

United States of America)
v.)
Norris Wayne McCombs) Case No: 5:01CR8-12
Date of Previous Judgment: 12/16/02) USM No: 17300-058
(Use Date of Last Amended Judgment if Applicable)) Tanzania C. Cannon-Eckerle
) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 120 months **is reduced to** 97 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 31 Amended Offense Level: 29

Criminal History Category: VI

Previous Guideline Range: 188 to 235 months Amended Guideline Range: 151 to 188 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

The reduced sentence is within the amended guideline range.

■ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at

of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than

or sentencing as a result of a departure or limit of reduction, and the reduced sentence is comparable to or less than the amended guideline range.

Other (explain):

III. ADDITIONAL COMMENTS

It is further ordered that as a condition of supervised release the defendant shall submit to the local Residential Reentry Center for a period not to exceed 90 days, with work release, at the direction of the U.S. Probation Officer.

Except as provided above, all provisions of the judgment dated 12/16/02 shall remain in effect.

IT IS SO ORDERED.

Order Date: December 17, 2008

Effective Date: _____
(if different from order date)

William L. Voorhees

Richard L. Voorhees
United States District Judge

